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PTO/SB/24A (09-04)  
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**PETITION FOR EXPRESS  
ABANDONMENT TO AVOID  
PUBLICATION UNDER 37 CFR 1.138(c)**

Fax the petition directly to the  
Pre-Grant Publication Division at (703) 305-8568  
Or Mail the petition to:  
**Mail Stop Express Abandonment**  
Commissioner for Patents  
P.O. Box 1450 Alexandria VA 22313-1450

Application Number	10/552,976 ✓
Filing Date	October 12, 2005
First Named Inventor	YOJIRO MATSUDA
Art Unit	Unassigned
Examiner Name	Unassigned
Attorney Docket Number	00684.102867A

**Petition for Express Abandonment to Avoid Publication under 37 CFR 1.138(c)**

I hereby petition to expressly abandon the above-identified application to avoid publication.

**Petition Fee – must be filed with petition to avoid delays in recognizing the petition.**

- a.  The Director is hereby authorized to charge the petition fee under 37 CFR 1.17(h) to Deposit Account No. \_\_\_\_\_ . I have enclosed a duplicate copy of this sheet.
- b.  Check in the amount of \$ 130.00 is enclosed.
- c.  Payment by credit card (Form PTO-2038 is enclosed).

**NOTE:** A paper requesting express abandonment of an application is not effective unless and until an appropriate USPTO official recognizes and acts on the paper. See the Manual of Patent Examining Procedure (MPEP), section 711.01. In addition, the paper will not stop publication of the application unless a petition under 37 CFR 1.138(c) is recognized and acted on by the Pre-Grant Publication Division in sufficient time to avoid publication (e.g., more than four (4) weeks prior to the projected publication date).

I am the:

applicant. *Malpede, Scott D.*  
 assignee of record of the entire interest. See 37 CFR 3.71.  
*Statement Under 37 CFR 3.73(b) is enclosed. (Form PTO/SB/96)*  
 attorney or agent of record. Registration Number 32,533

November 4, 2005

Date

SCOTT D. MALPEDE

(202) 530-1010

Typed or printed name

Telephone Number

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- 1 MAR 2006  
International Legal Staff Division

Note: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required. Submit multiple forms if more than one signature is required, see below.

Total of 1 form is submitted.

This collection of information is required by 37 CFR 1.138(c). The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Mail Stop Express Abandonment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO 9199 and select option 2.

(Form #213)  
SDM\mm